

The State of Utah Department of Natural Resources Division of Oil, Gas & Mining

RETURN SERVICE REQUESTED

1594 West North Temple, Suite 1210 PO Box 145801 Salt Lake City, UT 84114-5801

m/049/021

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DIV OF OIL GAS & MINIMO

DAN POWELL 262 S 800 W PAVCONT TITE OACE1

POWE262 846512006 1703 05 10/15/03 RETURN TO SENDER POWELL 148 5 100 E SPANISH FORK UT 84660-2103

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RECLAMATION SURETY ESTIMATE 04/23/02 Emery Industrial Resources, Inc. last revision Cherry Hill Park Mine filename M049-021 WB2 DOGM file Number M/049/021 **Utah County** Prepared by Utah State Division of Oil, Gas & Mining -Access road, building, loading ramp, & facilities not included in this estimate (0.85 acres) -1.5 acres of the site will not receive topsoil -4.2 acres has been regraded - not seeded -A depth of 6 inches of growth medium to be placed over the entire site, because insufficient amounts of soil for reclamation. Amended reject fines will be used to complete reclamation. Note: actual unit costs may vary according to site conditions last unit cost update 08/02/00 -Amount of disturbed area which will receive reclamation treatments = 19.75 acres -Estimated total disturbed area for this mine = 20.6 acres Note **Units** Activity Quantity \$/unit Safety gates, signs, etc. (mtls & installation) 200 200 (1) 1 sum Regrading facilities areas (1ft depth) 15.55 acre 502 7806 (7) Ripping pit floors, stockpile & compacted areas 19 75 acre 234 4622 (9) Highwall reduction (1800' x 10' @ 3 1) 3000 CY 05 1500 (9) Topsoil replacement - dozer 4900 CY 0.5 2450 (12) Growth medium replacement - dozer 9800 CY 0.5 4900 Composted manure (5 ton/acre) 6 acre 150 900 (00) Composted manure (10 ton/acre) 13 75 acre 300 4125 (00) 19 75 acre Broadcast seeding 225 4444 (00) General site cleanup & trash removal 500 (00) 10 acre 50 Equipment mobilization 1000 1000 (00) 1 equip Reclamation supervision 5 days 2000 (15)Subtotal 34446 10% Contingency 3445 Subtotal 37891 Escalate for 5 years at 2 82% per year 5653 Total 43544 Rounded surety amount in year 2007 S 43500 Average cost per disturber acre = 2114 (1) DOGM lump sum assumed Means 2000 & Blue Book 3Q/00 Cat D8R, U, mtl 2550 lb/CY, 50 ft push, 1 ft depth (7)Means 2000 & Blue Book 3Q/00 Cat D8R, U, multi shank rippers, speed 1 0 mph (9) (12)Means 2002 & Blue Book 3Q/02 Cat D8R, U, mtl 2550 lb/CY, 100 ft push Means 2002 & Blue Book 3Q/02 Cat 627G P-P, mtl 2550 lb/CY, 2,000 ft haul one-way, grade +/- 4%, (13)(00)DOGM general estimate - manure \$16/ton delivered, \$14 ton/acre spreading (00)DOGM general estimate - broadcast seeding (00)DOGM general estimate - site cleanup & trash removal (00)DOGM general estimate - equipment mobilization (15)Means 2000, 01300-700-0180, project manager, minimum \$1,000/wk